GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Works Accounts Department – Committed irregularities in execution of providing C.P.W.S scheme to 48/55 habitations in Yerragondapalem, Dornala areas of Prakasam District by Sri. B. Mallikarjuna Rao, DAO (W) (Retd), Narasaraopet, Guntur district – Imposition of Punishment of 5% cut in Pension for a period of one (1) year under Rule 9 of Andhra Pradesh Revised Pension Rules 1980 –Orders – Issued.

FINANCE (ADMN.II) DEPARTMENT

G.O.MS.No. 10 **Dated: 22-01-2016**

Read the following:

1. U.O. note no. 951/Vig.IA/2006-29, dt: 24.01.2013.

2. Explanation of Sri. B. Mallikarjuna Rao, DAO (W) (Retd), dt: 16.03.2013.

3. D.O. Lr. No. 176/COI-J/A2/2011, dt: 11.05.2012

4. Govt. Memo. No. 314-A/46-16/A2/Admn.III/2014, dt: 24.04.2015.

5. Explanation of Sri. B. Mallikarjuna Rao, DAO (W) (Retd), dt: 16.05.2015.

6. Lr. No. 833/DC&C/2/2015, dt: 08.01.2016 of Principal Secretary, APPSC.

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ORDER:

In the reference 1st read above, the PR & RD Department furnished the copy of inquiry report of Commissioner of Inquiries for taking further necessary action as per rules, in respect of the charged officer Sri. B. Mallikarjuna Rao, the then DAO (W) PR (RWS) division, Podili and the following two charges were framed against him:

Charge-I

That Sri B. Mallikarjuna Rao, the then Divisional Accounts Officer(W) PR(RWS) Division, Podili, Prakasam District has committed irregularities in execution of providing C.P.W.S Scheme to 48/55 habitations in Yerragondapalem, Dornala areas of Prakasam District. (DupaduProject (Water Supply Scheme), and effected short recoveries in case of seigniorages& sales tax, which leads loss to the State Exchequer.

(PTO)

Charge-II

That Sri B.Mallikarjuna Rao the then Divisional Accounts Officer (Works) PR, RWS Division, Podili, Prakasam District has committed irregularities in execution of providing C.P. W.S Scheme to 48/55 habitations in Yerragondapalem, Dornala areas of Prakasam District, (Dupadu Project (Water Supply Scheme), Prakasam District, has recommended for payments though the agreement was not in force, which caused loss to the State Exchequer.

2. In the reference2nd read above, the Charged Officer in his explanation has informed that the V&E Department in their report have stated that they have noticed only "general deficiencies" and have not made any specific lapse against the performance of his responsibilities assigned on the post, causing financial loss to Government. As per para 289 of APPW'A' code, payment of work done bill can't be delayed or denied so as to prevent any complaint by the agency, which may lead to legal dispute. When the work was done in anticipation of sanction to the E.O.T., as DAO (W) he has limited role in the matter, is only to forward the work done bill to EE after scrutiny, at his level for payment and not competent to stop payment. Therefore, the charges framed cannot be sustained without material substance.

3. In the reference 3rd read above, the Inquiry Officer has submitted his Inquiry report wherein he has stated that the charge 1 and charge 2 are proved against Sri B. Mallikarjuna Rao, the then Divisional Accounts Officer (works), PR (RWS) division, Podili, Prakasam District.

4. Government, after careful examination of the report of the inquiry Officer with reference to the charges framed against Sri B. Mallikarjuna Rao, the then Divisional Accounts Officer(W) PR(RWS) Division, Podili, Prakasam District found that the charges framed against him were held proved and therefore decided to impose the proposed punishment of 5% cut in pension for a period one (1) year.

5. In the reference 4th read above, Government issued final Show Cause Notice to the Charged Officer to that why a punishment of 5% cut in pension for a period of one (1)year for his pension should not be imposed on him under Rule 9 of Andhra Pradesh Revised Pension Rules 1980 for the charges proved against him in the Inquiry.

6. In the reference 5thread above, the charged officer in his explanation has stated that the Vigilance & Enforcement authorities in their report have noticed only 'general deficiencies'and does not made any specific lapse against the performance of the DAO (w) and requested the government to exonerate and the proposed punishment of 5% cut in pension for a period of (1) year may be waived generously.

7. In the reference 6thread above, the Andhra Pradesh Public Service Commission have agreed with the proposal of the Government to impose the punishment of 5% cut in pension for a period of one (1) year on the Retired officer i.e., Sri B. Mallikarjuna Rao, the then Divisional Accounts Officer(W) PR(RWS) Division, Podili, Prakasam District.

(PTO)

8. Government after careful examination hereby impose a punishment of 5% cut in pension for a period of one (1) year on Sri B. Mallikarjuna Rao, Divisional Accounts Officer (W) (Retd),as per Rule 9 of Andhra Pradesh Revised Pension Rules 1980.

9. The Director of Works Accounts, Andhra Pradesh, Hyderabad shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M. RAVI CHANDRA
SECRETARY TO GOVERNMENT (R&E)

To
The individual through DWA, A.P., Hyderabad.
The Director of Works Accounts, A.P. Hyderabad.
The G.A (COI) Department, A.P. Secretariat, Hyderabad.
Copy to:
The Secretary, A.P. Vigilance Commission, Hyderabad.
The Accountant General (A&E), A.P. Hyderabad.
The Secretary to APPSC, Hyderabad.
The Panchayat Raj (RWS) Division, Podili, Prakasam District.
SF/SCs.

//FORWARDED :: BY ORDER//

SECTION OFFICER